



## Maricopa County

Air Quality Department

Compliance Division  
1001 North Central Ave.,  
Suite 125  
Phoenix, Arizona 85004  
Phone: 602-506 6010  
Fax: 602 506 2163

Mar 7-10

Dear Responsible Party:

RE: Inspection Report - No Violation Noted

You are receiving this letter as a result of an inspection that was conducted at your site/facility. Enclosed with this letter is your Inspection Report to notify you of the results of your inspection.

The information located on the back page of this letter will clarify the acronyms and policies referenced in the Inspection Report. Further information about the Maricopa County Air Quality Department (MCAQD) Rules and Regulations can be found at the MCAQD website: [www.maricopa.gov/eq](http://www.maricopa.gov/eq)

Additional information about how you can improve air quality in Maricopa County can be found at [www.CleanAirMakeMore.com](http://www.CleanAirMakeMore.com)

If you have any questions, you may contact the inspector noted on your Inspection Report or contact a Maricopa County Air Quality Department Compliance Supervisor, at (602) 506-6734.

Thank you,

Air Quality Compliance Division  
602-506-6734



# INSPECTION REPORT-VIOLATION

732957



Maricopa County Air Quality Department  
1001 N. Central Avenue, Suite 125  
Phoenix, AZ 85004  
Phone: (602) 506-6010 Fax: (602) 506-2537  
www.maricopa.gov/aq

Date: 07-Mar-14  
Start Time: 1015 hrs End Time: 1130 hrs  
Inspector: Shannon Klimek #92  
Phone: 602.527.6288  
Email: klimeks@mail.maricopa.gov

Permit Number:

E140556

Hickman's Egg Ranch, Inc.

6515 S. Jackrabbit Trail

Buckeye

AZ 85326

Inspection Result:

In Violation

Inspection Type: Partial inspection On-site

Inspection Purpose: Complaint

☒ Non-Compliant CL

Complaint Number: 254751

☐ Dispo CL

Site Name: Hickmans Egg Ranch Pullet Farm - Phase II

Site Contact: Compliance Manager, Shari Yeatts

Site Address:

City:

Phone:

Inspection Rights Notification:

Parcel 401-30-015C - 8215 S. 331st Ave, TO

Unincorporated

623.872.2358

Read and Signed Rights

ALL VIOLATIONS MUST BE CORRECTED IMMEDIATELY.



RULE	SECTION	VIOLATION TYPE	PC/STATUTE	DESCRIPTION	<input type="checkbox"/>	IIPV
310	302.1	NOV		No DGO shall commence w/o first obtaining permit (0.10 acre or more)		
Specifically:	<i>Active dust-generating operation in progress with measured disturbed areas at 9.49 acres observed on parcel 401-30-015C identified by Shari Yeatts as Pullet Farm - Phase II project. There is no permit for this activity.</i>					
Disposition Date/Time: 17MAR2014 / 0650			Disposition Status: Violation Corrected			
Disposition Comments:			I verified a dust control permit application, application fee, and \$100.00 late fee has been submitted on 13MAR2014.			

## Comments

From off-site, I observed an active dust-generating operation located at he Hickman's Egg Ranch property at the southeast corner of 331st Ave/ Salome-Tonopah Highway, on parcel 401-30-015C.

I met on site with Compliance Manager, Shari Yeatts of Hickman's Egg Ranch, Inc. in response to a complaint regarding odor for which the remainder of this inspection report will not concern itself. Ancillary to the complaint response, Ms. Yeatts accompanied me onto the work site where the dust-generating operation was taking place.

Ms. Yeatts stated the dust generating operation is identified as Pullet Farm - Phase II and the general contractor for the project is Hickman's Egg Ranch, Inc. Ms. Yeatts stated a subcontractor, Young Farm Leveling, performed the grading on the site but specifically excluded the dust permit from the quote. Ms. Yeatts stated Project Director, Paul Yeatts of Hickman's Egg Ranch, Inc. is the project contact for this activity, but was not available on site.

I observed a large tank on the north end of the parcel which Ms. Yeatts stated was a component of a new well completed approximately 4 months ago.

I observed a new lay house, and another new lay house with active construction activity in progress, including bulk material transport and stacking operations.

Ms. Yeatts contacted Mr. Yeatts be telephone and informed me the estimated area of disturbance was 400 ft. x 900 ft.

Ms. Yeatts accompanied me to the work site where I paced the disturbed area and took photographs of my observations. I measured the disturbed area as follows: [My paces are measured at 20 paces per 50 feet.]

Width measured along East border of work site starting even with the north east corner of the completed lay house to the South fence line on parcel 401-30-015C at 183 paces.

Length From the East edge of the material stockpiles to the West border fence line of the parcel at 270 paces.

# Comments

The above two measurements delineate a geometric rectangle including the new lay houses and the material storage areas and unpaved disturbed areas of the parcel. So this area's measurement in square feet is 308,812.5 square feet.

I also measured a triangular shaped area immediately North and adjacent to the above rectangular area as follows:

The Base measured from the East edge of the material stockpiles to the fence line on the West border of the parcel at 270 paces.

The Height is measured from the Northwest edge of the disturbed area around the well site to the South fence line measure 307 paces, then reduced by the 183 paces measured from the North wall of the completed lay house to the South Fence line to result of 124 paces]

[The above two measurements delineate the Height and the Base of a triangle adjacent where the Base is congruent to the North border of the prior measurement of the rectangle.]

This area's measurement in square feet is 104,625 square feet.

Total measured disturbed area is 413437.5 square feet which equals 9.49 acres. I did not have complete measurements for an additional disturbed area consisting of material stacking and bulk storage of building materials actively being moved onto the adjacent parcel to the south at the time of my inspection. Also, I did not reduce my measurements further for the permanently stabilized areas i.e. tank, and lay house.

I informed Ms. Yeatts of the potential I would be issuing a violation for the unpermitted dust generating operation.

On March 10, 2014; I reviewed email from Supervisor, Eric Poole instructing me to issue the violation.

I telephoned both Ms. Yeatts and Paul Yeatts and informed them I was issuing the violation for the unpermitted dust generating operation to Hickman's Egg Ranch, Inc. and with a disposition pending the submittal of a dust control permit application and submittal of a late fee.

I emailed Mr. Yeatts with the permit number (E140556) procedurally generated with a \$100.00 late fee applied. I telephoned Mr. Yeatts and informed him the violation required corrective action consisting of submittal of a dust permit application and related fees, including a \$100.00 late fee with the assigned permit number. I informed Mr. Yeatts the the violation would necessarily be referred to Enforcement.

Mr. Yeatts arranged to promptly submit the dust control permit application and inform me when the application has been submitted with the applicable fees.

On March 17, 2014, @ 0650 hrs. I verified the Dust Control Permit application, application fees, and \$100.00 late fee was submitted for planned disturbance of 20 acres. No further correction is required for this particular violation. However, this violation is necessarily referred to Enforcement.

End report.

Additional documents associated with this inspection report:

- 1) Field notes
- 2) Inspection photographs (15 ea.)
- 3) Emails

☐ DOCUMENT REVISED

*Written responses are to be submitted within 10 days of receipt of Violation Notice. Refer to the cover letter for additional information.*

Delivery Method: Date: 17-Mar-14

Regular Mail

OFFICE USE

rec:

rev:



# Maricopa County

Air Quality Department

Compliance Division  
1001 North Central Ave.,  
Suite 125  
Phoenix, Arizona 85004  
Phone: 602-506-6010  
Fax: 602-506-2163

Dear Responsible Party:

RE: Violation Notice

You are receiving this letter as a result of an inspection that was conducted at your site/facility. The enclosed Violation explains the non-compliant items observed during the inspection.

The current status of any violations listed on the Violation can be tracked online at the following address: [http://www.maricopa.gov/aq/divisions/enforcement/nov/nov\\_status.aspx](http://www.maricopa.gov/aq/divisions/enforcement/nov/nov_status.aspx)  
If access to the internet is unavailable, please call 602.506.6734 to obtain the status of the violation(s).

Any written correspondence regarding this inspection should be received within 10 business days. Please include the permit and violation number in your written correspondence.

The Office of the Ombudsman is available to provide assistance to those who have received a Violation. A formal request for Ombudsman services must be made in writing within 10 business days of receipt of this Violation.

The Ombudsman's office can be reached at:  
Maricopa County Air Quality Department  
Attention: Ombudsman  
1001 N Central Ave Suite 125  
Phoenix, AZ 85004  
602-506-1813

Maricopa County Air Quality Department  
Attention: Small Business Assistance  
1001 N Central Ave Suite 125  
Phoenix, AZ 85004  
602-525-6580

The information located on the back page of this letter will clarify the acronyms and policies referenced on your Violation. Further information about the Maricopa County Air Quality Department (MCAQD) Rules and Regulations can be found at the MCAQD website: [www.maricopa.gov/aq](http://www.maricopa.gov/aq)

Additional information about how you can improve air quality in Maricopa County can be found at [www.CleanAirMakeMore.com](http://www.CleanAirMakeMore.com)

If you have any questions, you may contact the inspector noted on your Violation or contact a Maricopa County Air Quality Department Compliance Supervisor at (602) 506-6734.

Thank you,

Air Quality Compliance Division  
602-506-6734

Acronyms used in the Inspection Report:

≤ - Less than or equal to	CM - Certified Mail	NTV – Non Title V
≥ - Greater than or equal to	COMS - Continuous Opacity Monitoring System	O&M Plan – Operations and Maintenance Plan
AAP - Area Accessible to the Public	DCP – Dust Control Plan	PC – Permit Condition
ACWM – Asbestos Containing Waste Material	DGO – Dust Generating Operation	RACM – Regulated Asbestos Containing Material
ASHARA – Asbestos School Hazard Abatement Reauthorization Act	ECS – Emissions Control System	RM - Regular Mail
ASHERA – Asbestos Hazard Emergency Response Act	HAP – Hazardous Air Pollutant	Stab. - Stabilize
ATT - At the time of inspection	HAPRACT – Hazardous Air Pollutant Reasonable Available Control Technology	TO - Track Out
AZMACT – Arizona Maximum Achievable Control Technology	HT - Haul Truck	TOCD – Track Out Control Device
CARB – California Air Resource Board	N/A - Not Applicable	VEE - Visible Emissions Evaluation
CEMS – Continuous Emission Monitoring System	N/O - Not Observed	VOC – Volatile Organic Compound

**OTC - OPPORTUNITY TO CORRECT:** You are hereby notified that you **must** correct the violation(s) of Maricopa County Air Pollution Control Regulations or the specific condition(s) of your air quality permit as indicated on the Violation Notice **immediately**. Failure to correct the condition(s) **immediately** can result in an NOV.

**NOV - NOTICE OF VIOLATION:** You are hereby notified that you are **in violation** of the Maricopa County Air Pollution Control Regulations or specific condition(s) of your air quality permit as indicated on the Violation Notice. **The violation(s) must be corrected immediately. All notices of violation are referred to the Maricopa County Air Quality Department Enforcement Division or the Maricopa County Attorney for further enforcement action.**

**WARNING NOTICE:** A Warning Notice which by rule or ordinance requires a period of time to correct a deficiency or to notify the department. A Warning Notice is not referred for penalties but subsequent violation will be assessed penalties.

The owner/operator is ultimately responsible for maintaining the site/facility in compliance with Maricopa County rules and regulations at all times.



**Maricopa County**  
Air Quality Department

Maricopa County Air Quality Department  
1001 N. Central Avenue  
Phoenix, AZ 85004  
Phone: (602) 506-6010  
Fax (602) 506-2537

## NOTICE OF INSPECTION RIGHTS

Company/Permit/  
Notification Holder:

Hickman's Family Farms

Permit/Notification Number:

046136

Date:

04/01/14

Time:

0730

Inspector:

Louise Cline

Phone:

602-319-1003

If you have any questions, you may contact  
the inspector's supervisor:

Bryan Mandelino

at phone number: 602.506.6734

1. The Maricopa County Air Quality Department (hereinafter "department") representative(s) identified above was/were present at the above regulated site at the above listed date and time. Upon entry to the premises, the department representative(s) met with me, presented photo identification indicating that they are a department employee(s) and explained that:

• **The purpose of this inspection is:**

- To determine compliance with Arizona Revised Statutes (A.R.S. Title 49, Chapter 3, Article 3) and/or Maricopa County Air Pollution Control Regulations.
- To determine compliance with an Air Quality Permit issued pursuant to A.R.S. § 49-480, and Maricopa County Regulations Rule 100, Section 105.
- To determine compliance with an administrative or judicial order issued pursuant A.R.S. § 49-491, § 49-511, § 49-512.

• This inspection is being conducted pursuant to A.R.S. § 49-473, § 49-474, § 49-488, and/or the inspection and entry provisions in an Air Quality Permit or conditional order. There are no direct fees for this inspection.

2. I understand that I may accompany the department representative(s) on the premises, except during confidential interviews.

3. I understand that I have the right to copies of any original document(s) taken during the inspection, and that the department will provide copies of those documents at the department's expense.

4. I understand that I have the right to request copies of any documents that will be relied upon to determine compliance with licensure or regulatory requirements, if the agency is permitted by law to release such documents. Instructions for requesting records are available at [www.maricopa.gov/aa/contact\\_us/public\\_records/Default.aspx](http://www.maricopa.gov/aa/contact_us/public_records/Default.aspx).

5. I understand that I have a right to a split of any sample(s) taken during the inspection, if the split of the sample(s) would not prohibit an analysis from being conducted or render an analysis inconclusive.

6. I understand that I have the right to copies of any analysis performed on sample(s) taken during the inspection and that the department would provide copies of this analysis at the department's expense.

7. I understand that each person interviewed during the inspection will be informed that their statements may be included in the inspection report.

8. I understand that each person whose conversation will be tape-recorded during the inspection will be informed that the conversation is being tape-recorded.

9. I understand that if an administrative order is issued or a permit decision is made based on the results of the inspection, I have the right to appeal that administrative order or permit decision. I understand that my administrative hearing rights are set forth in A.R.S. § 49-482, § 49-498 et seq. and Maricopa County Air Pollution Control Regulation IV, Rule 400. If I have any questions concerning my rights to appeal an administrative order or permit decision, I may contact the department Ombudsman at 602-506-1813.

10. I understand that the issuance of an Opportunity to Correct or a Notice of Violation is not appealable. I understand that if I have any questions or concerns about this inspection, or I wish to dispute the inspection findings, I may contact the department Ombudsman at 602-506-1813.

11. If a Notice of Violation is issued, I understand that I may check its status at [www.maricopa.gov/aa/divisions/enforcement/nov/nov\\_status.aspx](http://www.maricopa.gov/aa/divisions/enforcement/nov/nov_status.aspx).

12. I understand that audit reports may be subject to privilege under A.R.S. 49-1402. The department may refuse to accept reports for which privilege is claimed.

13. Your feedback is essential in helping us achieve outstanding customer service, so please take a moment to tell us what we do well and what needs improvement by completing a Feedback Form located at [www.maricopa.gov/aa](http://www.maricopa.gov/aa) under "Contact Us".

14. While I have the right to decline to sign this form, the department representative(s) may still proceed with the inspection/investigation.

Site Contact:

Shari Yeatts

Title:

Compliance Manager

SIGN HERE:

Shari Yeatts

☐ Declined to Sign

☐ Not on Site

